

AO 440 (Rev. 8/01) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

Eastern

District of

New York

Google Inc.

V.

Richard Wolfe d/b/a Froogles.com

CASE NUMBER: PLATT, J.

BOYLE M.J.

TO: (Name and address of Defendant)

Richard Wolfe d/b/a Froogles.com  
17 Castle Lane  
Holtsville, New York 11742

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Virginia R. Richard, Esq.  
WINSTON & STRAWN LLP  
200 Park Avenue  
New York, New York 10166

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

ROBERT C. HEINEMANN

CLERK

(By) DEPUTY CLERK

APR 08 2005

DATE

**AFFIDAVIT OF SERVICE**

UNITED STATES DISTRICT COURT  
EASTERN District of NEW YORK

Index Number: CV 05 1779

Date Filed: \_\_\_\_\_

Plaintiff:

**GOOGLE INC.**

vs.

Defendant:

**RICHARD WOLFE D/B/A FROOGLES.COM**

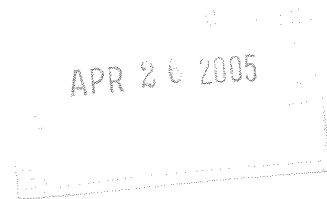
For:

Winston & Strawn

200 Park Avenue

42nd Floor

New York, NY 10166-4193



Received by DLS on the 12th day of April, 2005 at 10:35 am to be served on **RICHARD WOLFE D/B/A FROOGLES.COM, 17 CASTLE LANE, HOLTSVILLE, NY 11742.**

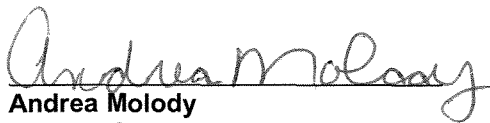
I, Andrea Molody, being duly sworn, depose and say that on the **15th day of April, 2005 at 8:55 am, I:**

INDIVIDUALLY SERVED the within named person with a true copy of this SUMMONS IN A CIVIL ACTION AND COMPLAINT

**Military Status:** AT THE TIME OF SERVICE , DEPONENT ASKED WHETHER THE DEFENDANT/RECIPIENT IS IN ACTIVE MILITARY SERVICE FOR THE UNITED STATES OF AMERICA OR FOR ANY STATE IN THE UNITED STATE IN ANY CAPACITY WHATEVER OR DEPENDENT UPON A PERSON IN ACTIVE MILITARY SERVICE AND RECEIVED A NEGATIVE REPLY.

**Description of Person Served:** Age: 37, Sex: M, Race/Skin Color: White, Height: 5'10", Weight: 200, Hair: Dark Blonde, Glasses: N

I am over the age of eighteen, have no interest in the above action and have the authority to serve process pursuant to CPLR 2103.

  
**Andrea Molody**  
Process Server

Subscribed and Sworn to before me on the 18th day of April, 2005 by the affiant who is personally known to me.

  
NOTARY PUBLIC

**ANTHONY BAFFA**  
Notary Public, State of New York  
No. 01BA4974975  
Qualified in Suffolk County  
Commission Expires Nov. 26, 2006

**DLS**  
**401 Broadway**  
**Suite 510**  
**New York, NY 10013**  
**(800) 443-1058**  
Our Job Serial Number: 2005001672  
Ref: 96868